

**Posted – December 14, 2011**

**REGULAR MEETING DECEMBER 19, 2011**

## **TOWN COUNCIL OF THE TOWN OF MIDDLETOWN, RHODE ISLAND**

**The following items of business, having been filed with the Town Clerk under the Rules of the Council, will come before the Council at a regular meeting to be held on Monday, December 19, 2011 at 7:00 P.M. (EXECUTIVE SESSION – 6:00 P.M.; PRESENTATION – 6:30 P.M.) the Middletown Town Hall, 350 East Main Road, Middletown, Rhode Island.**

**Any person not a member of the Council, desiring to address the Council concerning a matter on the docket of the Council, not the subject of a Public Hearing, shall submit a written request to the Town Clerk stating the matter upon which he desires to speak. Persons are permitted to address the Council for a period not to exceed five (5) minutes.**

## **PLEDGE OF ALLEGIANCE TO THE FLAG**

## **RECONSIDERATION**

**The Middletown Town Council follows the codification of present-day general parliamentary law as articulated in Robert's Rules of Order Newly Revised 10th edition (2000), together with whatever rules of**

**order the Council has adopted for its own governance. The motion to reconsider is one of the motions that can bring a question again before an assembly, and is designed to bring back for further consideration a motion which has already been voted on:**

**If, in the same session that a motion has been voted on, but no later than the same day or the next day on which a business meeting is held, new information or a changed situation makes it appear that a different result might reflect the true will of the assembly, a member who voted with the prevailing side can, by moving to Reconsider [RONR (10th ed.), p. 304-321] the vote, propose that the question shall come before the assembly again as if it had not previously been considered. (From Robert's Rules of Order Newly Revised In Brief, Robert, Evans et al., De Capo Press, 2004)**

## **EXECUTIVE SESSION**

**1. Pursuant to provisions of RIGL, Sections 42-46-2., 42-46-4., and 42-46-5. (a) (2) Potential Litigation (Boss vs. Town of Middletown).**

## **PRESENTATION**

**2. Communication of Richard P. Adams, Chairman and Tina Dolen,**

**Executive Director, Aquidneck Island Planning Commission, re:  
Presenting the Regional Traffic Incident Management Plan.**

## **PUBLIC FORUM SESSION**

**3. Pursuant to Rule 23 of the Rules of the Council, Citizens may address the town on one (1) subject only, said subject of substantive Town business, neither discussed during the regular meeting nor related to personnel or job performance. Citizens may speak for no longer than five (5) minutes and must submit a public participation form to the Council Clerk prior to the start of the meeting.**

## **CONSENT**

**4. Approval of Minutes, re: Regular Meeting, December 5, 2011.**

**5. Memorandum of Finance Director, thru Town Administrator, with enclosures, re: Surplus Lockers, School Dept.**

**6. Resolution of the Council re: Surplus Lockers, School Dept.**

**7. Memorandum of Acting Tax Assessor, with enclosures, re: Cancellation of Taxes for certain Middletown residents.**

**8. Resolution of the Council, re: Cancellation of Taxes for certain Middletown residents.**

## **LICENSES**

**9. Application of Kiltco, LLC dba A Sears Authorized Retail Dealer, 1235 West Main Road, for a Holiday License for the 2011-2012 licensing year. (NEW)**

## **ORDINANCES**

**10. Memorandum of Councillor Viveiros, re: Fund Balance Policy.**

**11. Memorandum of Finance Director, thru Town Administrator, with enclosures, re: Fund Balance Policy discussion.**

**12. An Ordinance of the Town of Middletown (Second Reading)**

**An Ordinance in amendment to the Town Code of the Town of Middletown, Title III Administration, Chapter 33 Finance, Section 33.18 Fund Balance Policy.**

## **OTHER COMMUNICATIONS**

**13. Memorandum of Rosemarie K. Kraeger, Superintendent, re: School Budget Amendments.**

**14. Resolution of the Council, re: FY2012 School Budget Amendments.**

## **COUNCIL COMMUNICATIONS**

**15. At the request of Vice President Long, Resolution of the Council, re: Opposing Increased Tolls for the Newport Pell Bridge.**

## **TOWN ADMINISTRATOR**

**16. Memorandum of Town Planner, thru Town Administrator, with enclosures, re: Engineering Services Contract Extension – Development Plan Review MIDD-011-002.**

**17. Resolution of the Council re: Engineering Services Contract Extension – Development Plan Review MIDD-011-002.**

**18. Memorandum of Finance Director, thru Town Administrator, with enclosures, re: Consulting – Fire Station – Transportation and site modeling.**

**19. Resolution of the Council, re: Award of contract – Consulting – Fire Station – Transportation and site modeling.**

**20. Memorandum of Town Administrator, with enclosure, re: Request for Funds to Paint Interior Sections of Town Hall.**

**21. Resolution of the Council, re: Award of contract for Painting Sections of Town Hall.**

## **APPOINTMENTS TO BOARDS AND COMMITTEES**

**22. Appointment of two (2) members to the Beach Commission for terms expiring January 2015.**

**23. Appointment of one (1) member to the Personnel Board for a term expiring December 2014.**

**24. Appointment of two (2) members (professional) to the Roads and Utilities Advisory Committee for terms expiring January 2013.**

**25. Appointment of three (3) members to the Senior Citizens Board of Directors for terms expiring January 2015.**

**26. Appointments to the Wind Turbine Committee.**

**Wendy J.W. Marshall, CMC**

**Town Clerk**

**This meeting location is accessible to the handicapped. Individuals requiring interpreter services for the hearing impaired should notify the Town Clerk's Office not less than 48 hours before this meeting.**